



SYNOPSIS

House Bills and Joint Resolutions
2013 Maryland General Assembly Session

February 13, 2013
Schedule 22

HOUSE BILLS INTRODUCED FEBRUARY 12, 2013

HB 1359 Delegate Hixson, et al

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2005 –
MONTGOMERY COUNTY – OLD BLAIR HIGH SCHOOL
AUDITORIUM

Amending the Maryland Consolidated Capital Bond Loan of 2005 to extend to June 1, 2014, the date by which the Board of Directors of the Old Blair Auditorium Project, Inc. must present evidence that a matching fund will be provided; providing that the grant may not terminate before June 1, 2014; etc.
EFFECTIVE JUNE 1, 2013

Chapter 445 of the Acts of 2005, § 1(3) Item ZA01(AR) and Item ZA02(AV), as amended - amended

Assigned to: House Rules and Executive Nominations

Department of Legislative Services

90 State Circle, Annapolis, Maryland 21401-1991

Baltimore Area: 410-946-5400 — Washington Area: 301-970-5400

Other Maryland Areas: 1-800-492-7122 — Maryland Relay Service: 1-800-735-2258

HB 1360 Delegate George**MARYLAND INCOME TAX REFUND – ANNE ARUNDEL COUNTY WARRANT INTERCEPT PROGRAM – EXTENSION**

Extending, from September 30, 2013, to September 30, 2018, the termination date of a program that requires the Comptroller to withhold, under specified circumstances, the Maryland income tax refund of specified residents of Anne Arundel County with an outstanding warrant or specified individuals that have an outstanding warrant from Anne Arundel County; requiring the Comptroller to provide a report on or before December 1 of each year on the implementation of the programs; etc.

EFFECTIVE JULY 1, 2013

TG, § 13-940 - added and Chapter 451 of the Acts of 2012, § 2 - repealed and § 3 - amended

Assigned to: House Rules and Executive Nominations

HB 1361 Delegate Hixson, et al**CREATION OF A STATE DEBT – MONTGOMERY COUNTY – EASTER SEALS INTER-GENERATIONAL CENTER EXPANSION**

Authorizing the creation of a State Debt not to exceed \$250,000, the proceeds to be used as a grant to the Board of Directors of the Easter Seals of Greater Washington-Baltimore Region, Inc. for the construction, repair, renovation, reconstruction, and capital equipping of the Easter Seals Inter-Generational Center, located in Silver Spring; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: House Rules and Executive Nominations

HB 1362 Allegany County Delegation**ALLEGANY COUNTY – BOARD OF EDUCATION – EX OFFICIO MEMBER – REPEAL**

Repealing specified provisions of law that require the Chairman of the Board of Allegany County Commissioners or the designee of the Chairman to serve as an ex officio member of the Allegany County Board of Education; and repealing specified provisions of law relating to the Chairman of the Board of Allegany County Commissioners' compensation or reimbursement for expenses for service on the Board of Education.

EFFECTIVE JULY 1, 2013

ED, §§ 3-201(a) and (b) and 3-203 - amended

Assigned to: House Rules and Executive Nominations

HB 1363 Delegate Cluster, et al**STATE LAW ENFORCEMENT OFFICERS – COMPENSATORY LEAVE
– CASH COMPENSATION AND CREDITABLE SERVICE**

Establishing that specified State law enforcement officers are entitled to receive compensation for 250 hours of unused compensatory leave earned during each calendar year; establishing that specified State law enforcement officers who receive a salary increase due to a promotion are entitled to receive compensation for any unused compensatory leave, but may only receive the compensation at the State law enforcement officer's salary rate before the increase; etc.

EFFECTIVE OCTOBER 1, 2013

SP, §§ 9-901 and 20-206 - amended and § 9-902 - added

Assigned to: House Rules and Executive Nominations

HB 1364 Delegate Norman, et al**COURTS – BREACH OF CONTRACT – ATTORNEY'S FEES**

Prohibiting a court, in an action for breach of contract, from modifying terms of the contract that authorize the recovery of attorney's fees and specify the percentage of attorney's fees, if any, that may be awarded; etc.

EFFECTIVE OCTOBER 1, 2013

CJ, § 6-501 - added

Assigned to: House Rules and Executive Nominations

HOUSE BILLS INTRODUCED FEBRUARY 13, 2013**HB 1365 Delegate Howard, et al****PIPE TOBACCO AND PREMIUM CIGARS – DIRECT SALE AND
SHIPMENT TO CONSUMERS**

Establishing a direct tobacco shipper's permit to be issued by the Office of the Comptroller; requiring a person to obtain a direct tobacco shipper's permit before the person may engage in selling and shipping pipe tobacco or premium cigars directly to a consumer in the State; requiring an applicant to submit an application and pay a specified fee; specifying the term of a direct tobacco shipper's permit; requiring a direct tobacco shipper to perform specified actions; etc.

EFFECTIVE JULY 1, 2013

BR, §§ 16.7-101 through 16.7-115 and TG, § 12-204 - added

Assigned to: House Rules and Executive Nominations

HB 1366 Delegates Barnes and Waldstreicher**ALCOHOLIC BEVERAGES – CLASS CS CHAIN STORE LICENSES**

Establishing Class CS (chain store) beer and wine licenses for club stores, supermarkets, drug stores, and convenience stores; authorizing a holder of a retail alcoholic beverages license to qualify for a direct wine shipper's permit; altering the number of Class A alcoholic beverages licenses that may be issued to an individual; authorizing a local licensing board to adopt regulations to allow a person to sell alcoholic beverages on Sunday; etc.

EFFECTIVE JULY 1, 2013

Art. 2B, Various Sections - amended, added, and repealed

Assigned to: House Rules and Executive Nominations

HB 1367 Delegate Glenn**CREATION OF A STATE DEBT – BALTIMORE CITY – LAMB COMMUNITY RESOURCE CENTER**

Authorizing the creation of a State Debt in the amount of \$500,000, the proceeds to be used as a grant to the Board of Directors of L.A.M.B., Inc. for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the LAMB Community Resource Center, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: House Rules and Executive Nominations

HB 1368 Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

COMMISSIONER OF FINANCIAL REGULATION – REGULATION OF MORTGAGE LENDERS, MORTGAGE LOAN ORIGINATORS, AND MONEY TRANSMITTERS – REVISIONS

Requiring a separate license for the principal executive office and each branch office of an applicant for a mortgage lender license and a mortgage lender licensee; requiring an applicant for a mortgage lender license or a license renewal to apply through the Nationwide Mortgage Licensing System and Registry (NMLS); requiring each applicant for a mortgage lender license to obtain a unique identifier from NMLS; authorizing the Commissioner of Financial Regulation to keep a specified license fee under specified circumstances; etc.

EFFECTIVE JULY 1, 2013

FI, Various Sections - amended

Assigned to: House Rules and Executive Nominations

HB 1369 Delegate Gaines, et al

MARYLAND CONSOLIDATED CAPITAL BOND LOAN OF 2010 – PRINCE GEORGE’S COUNTY – COMMUNITY FORKLIFT PROJECT

Amending the Maryland Consolidated Capital Bond Loan of 2010 to alter the deadline for a specified grantee to present evidence of a matching fund and to encumber funds for a specified grant; changing the name of the grantee for the Community Forklift Project to the Community Forklift, LLC; etc.

EFFECTIVE JUNE 1, 2013

Chapter 483 of the Acts of 2010, § 1(3) Item ZA02(BB) and Item ZA03(AZ), as amended - amended

Assigned to: House Rules and Executive Nominations

HB 1370 Delegate Barnes, et al**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – LAUREL PARK PATH SYSTEM IMPROVEMENTS**

Authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Laurel for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Laurel Park Path System, located in Laurel; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: House Rules and Executive Nominations

HB 1371 Delegate Barnes, et al**CREATION OF A STATE DEBT – PRINCE GEORGE’S COUNTY – LAUREL ARMORY–ANDERSON & MURPHY COMMUNITY CENTER IMPROVEMENTS**

Authorizing the creation of a State Debt not to exceed \$350,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Laurel for the planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Laurel Armory–Anderson & Murphy Community Center, located in Laurel; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2013

Assigned to: House Rules and Executive Nominations

HB 1372 Delegates Jones and Griffith**PRIOR AUTHORIZATIONS OF STATE DEBT TO FUND CAPITAL PROJECTS – ALTERATIONS**

Amending specified prior authorizations of State Debt to alter the requirement that specified grantees provide specified matching funds; extending the deadline for specified grantees to present evidence that a matching fund will be presented; providing that specified grants may not terminate before specified dates; changing the locations of specified capital projects; altering the purpose of specified grants; changing the names of specified grantees; making a technical correction; etc.

EFFECTIVE JUNE 1, 2013

Various Chapters of Various Years - amended, repealed, and added

Assigned to: House Rules and Executive Nominations

HB 1373 Delegate Carr**PUBLIC UTILITY PROPERTY – OPERATING PERSONAL PROPERTY – DEFINITION**

Providing that the term “operating personal property”, for purposes of the valuation, allocation, assessment, and apportionment of public utility property for property tax law, does not include street lighting equipment; and applying the Act to all taxable years beginning after June 30, 2013.

EFFECTIVE JUNE 1, 2013

TP, § 1-101(v) - amended

Assigned to: House Rules and Executive Nominations

HB 1374 Delegate Carr**PUBLIC SERVICE COMPANY FRANCHISE TAX – GROSS RECEIPTS – DEFINITION**

Altering the definition of gross receipts to exempt from the public service company franchise tax specified revenue that a public service company collects to offset local government taxes imposed based on electricity or natural gas delivered to residential property.

EFFECTIVE JULY 1, 2013

TG, § 8-401(c)(5) - amended

Assigned to: House Rules and Executive Nominations

HB 1375 Delegate Fisher**MOTOR VEHICLE LIABILITY INSURANCE – REPLACEMENT PARTS FOR DAMAGED MOTOR VEHICLES**

Prohibiting a specified adjuster, appraiser, insurance producer, or employee of an insurer from requiring a motor vehicle repair facility to use a specific vendor or process for the procurement of parts or other materials necessary for the repair of a motor vehicle; requiring an insurer that issues or delivers in the State a policy of motor vehicle liability insurance that provides coverage for the repair of physical damage to the insured motor vehicle to authorize specified repairs to be made using genuine crash parts; etc.

EFFECTIVE OCTOBER 1, 2013

IN, § 10-503 - amended and § 27-908 - added

Assigned to: House Rules and Executive Nominations

HOUSE BILLS REASSIGNED FEBRUARY 11, 2013**HB 789 Delegate Ivey, et al**

VEHICLE LAWS – LAWFUL STATUS REQUIREMENT – REPEAL
(MARYLAND HIGHWAY SAFETY ACT OF 2013)

Repealing a requirement that an applicant for issuance or renewal of an identification card, a moped operator's permit, or a license to drive provide specified evidence of the applicant's lawful status in the United States and specified evidence relating to a Social Security number; repealing specified provisions of law relating to the acceptability by federal agencies for specified official purposes of an identification card, a moped operator's permit, or a license to drive issued by the Motor Vehicle Administration; etc.

EFFECTIVE OCTOBER 1, 2013

TR, Various Sections - amended and repealed and Chapter 390 of the Acts of 2009, § 3 - repealed

Reassigned to: Judiciary

HB 911 Delegate Gutierrez, et al

DRIVERS' LICENSES, IDENTIFICATION CARDS, AND MOPED
OPERATORS' PERMITS – ISSUANCE, RENEWAL, AND EXPIRATION

Extending to July 1, 2023, the date after which the Motor Vehicle Administration may not issue or renew an identification card, a moped operator's permit, or a license to drive that is not acceptable by federal agencies for official purposes; and providing for expiration dates for identification cards, moped operators' permits, or licenses to drive that are not acceptable by federal agencies for official purposes.

EFFECTIVE OCTOBER 1, 2013

TR, § 16-122 - amended

Reassigned to: Judiciary

HOUSE BILLS REASSIGNED FEBRUARY 12, 2013**HB 923 Delegate Niemann****CERTIFICATE OF A QUALIFIED EXPERT – LEAD PAINT POISONING CLAIMS**

Requiring the court to dismiss a specified claim filed in a circuit court or a United States District Court against a person for injury caused by the ingestion of lead-based paint or lead-contaminated dust if the claimant does not file a certificate of a qualified expert for each defendant; specifying the contents of the certificate; etc.

EFFECTIVE JUNE 1, 2013

CJ, §§ 3-2D-01 through 3-2D-04 - added

Reassigned to: Environmental Matters

HB 924 Delegate Stein, et al**ENVIRONMENT – REDUCTION OF LEAD RISK IN HOUSING – APPLICABILITY AND REGISTRATION REQUIREMENTS**

Altering the application of specified provisions of law relating to reducing lead risk in housing; requiring specified owners to register specified properties built between January 1, 1950 and December 31, 1977, both inclusive, in a specified manner; providing civil penalties for registration violations; providing a registration fee for specified property; etc.

EFFECTIVE OCTOBER 1, 2013

EN, §§ 6-801(b), 6-803, 6-817(a)(1) and (b)(1), 6-819(f), and 6-843 - amended and § 6-811.1 - added

Reassigned to: Environmental Matters

HB 945 **Delegate Valentino–Smith, et al****CHILDREN’S CABINET IN THE GOVERNOR’S OFFICE FOR CHILDREN – STUDY ON HEALTH AND SOCIAL SERVICES NEEDS OF JUVENILES**

Requiring the Children’s Cabinet in the Governor’s Office for Children to review, compile, and report on specified information regarding efforts or programs related to mental, emotional, and behavioral disorders in juveniles; requiring the Children’s Cabinet to make recommendations on the development of a specified combined care management model and the development of a specified screening tool; and requiring the Children’s Cabinet to report its findings and recommendations to the General Assembly on or before December 1, 2013.

EFFECTIVE JUNE 1, 2013

Reassigned to: Health and Government Operations

HB 952 **Delegate Carter, et al****CORRECTIONAL SERVICES – INMATE TELEPHONE SERVICES – CONTRACTS**

Requiring the Department of Public Safety and Correctional Services to award inmate telephone services contracts to the bidder who submits the bid with the lowest cost to the telephone user; prohibiting the Department from accepting or receiving telephone commissions in excess of the Department’s reasonable operating cost for establishing and administering telephone system services to inmates; etc.

EFFECTIVE OCTOBER 1, 2013

CS, § 10-5A-01 - added

Reassigned to: Judiciary